IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(*Special Original Jurisdiction*)

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MONDAY, THE SIXTH DAY OF MARCH

TWO THOUSAND AND SIX

P R E S E N T

THE HON'BLE SRI JUSTICE V.ESWARAIAH

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WP.No.3314 OF 2006

Between:

Pithani Anantha Lakshmi … Petitioner

Versus

The District Collector,

East Godavari district,

Kakinada & Ors. … Respondents

Counsel for the Petitioner: Sri Josyula Bhaskara Rao

Counsel for the Respondent: Govt. Pleader for Revenue for R1 to R3

Sri M.Prabhakar Rao for R4

O R D E R :

The case of the petitioner is that she has purchased an extent of 335 sq.yards in survey no.99 of Rameswaram village of Peddapudi Revenue Mandal, East Godavari district, under registered sale deed dated 24-8-1999, vide document no.54651 from one Smt Kola Raghavamma and others. The said land is not an assigned land or the Government land and it being the absolute property of the vendors, the petitioner purchased the same and thereafter the Gram Panchayath also recognized the ownership of the petitioner.

While things stood thus, it is stated that the Mandal Revenue Officer and the Executive Officer of Rameswaram Gram Panchayat informed that the said land is a Government land, and therefore, the petitioner is not entitled for possession of the said land. If the said

land is a Government land or the assigned land or Poramboke land, it is for the revenue authorities to take appropriate action in accordance with law. But without following due process of law, the petitioner cannot be dispossessed or deprived of her right to enjoy the said property.

Having regard to the facts and circumstances, without expressing any opinion on the merits of the case, I consider it appropriate to direct the respondent not to interfere with the possession and enjoyment of the petitioner over the said property in question, without following due process of law.

With the above direction, the writ petition is disposed of at the admission stage. No costs.

MARCH 06th, 2006. ----------

Is L. V. ESWARAIAH , J.